

Introduced By: Sterling B. Cheatham, City Manager

Date: 11/6/13

**Ordinance Amending the Land Development Code Chapter 18, Article 5,
Division II, Sec. 18-184. Multi-family Residential Districts, (MF-L, MF-M, MF-
MH, MF-H), Article 9, Sec. 18-532. Parking schedule and Article 15, Sec. 18-812
Definitions.
(LDC-3-1013)**

LEGISLATIVE INTENT/PURPOSE:

WHEREAS, NCGS Section 160A-385 authorizes local governments to amend ordinances regulating land use within their jurisdiction; and

WHEREAS, the amendment set out below is made in accordance with NCGS Section 160A-364 and Article 3, Section 18-117 of the Land Development Code; and

WHEREAS, the amendment set out below is intended to promote the public health, safety, and welfare by amending the Land Development Code to establish standards and a definition for quad-unit apartments.

THEREFORE, BE IT ORDAINED:

SECTION 1: Chapter 18, Article 5, Division II, Sec. 18-184 (b) of the Wilmington City Code is hereby amended to add the following:

- (9) Quad-unit apartment.

SECTION 2: Chapter 18, Article 9, Sec. 18-532 of the Wilmington City Code is hereby amended to add maximum and minimum parking requirements for Quad-unit apartments in the table after Religious institutions under Related Residential Uses to read as follows:

Related Residential Uses	Maximum	Minimum
Quad-unit Apartment	1 space per bedroom plus 1 additional space per ten (10) units	1 space per bedroom

SECTION 3. Chapter 18, Article 15, Sec. 18-812 of the Wilmington City Code is hereby amended to add the following, in alphabetical order:

Quad-unit apartment - A multi-family housing type, as defined by of this chapter, that contains four (4) bedrooms in which no more than four (4) unrelated

persons live together as a single housekeeping unit and share common living, cooking and eating facilities.

SECTION 4. That any person violating the provisions of this ordinance shall be subject to the penalties set forth in Article XIV, Section 18-52 of the Land Development Code.

SECTION 5: That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 6: That if any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.

SECTION 7: That this ordinance shall be effective immediately upon its adoption.

Adopted at a _____, meeting
on _____, 2013. Bill Saffo, Mayor

Attest:

Approved as to Form:

City Clerk

City Attorney